

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 EURE-00 AGR-05 CEA-01 CIAE-00 COME-00

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FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC PRIORITY 727

INFO ALL EC CAPITALS 1817

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PASS AGRICULTURE FOR ASSISTANT SECRETARY BELL

E.O. 11652: N/A

TAGS: EAGR, EEC

SUBJECT: EC NFDM PURCHASE SCHEME

REFS (A) EC BRUSSELS 01638, (B) EC BRUSSELS 2294

1. WE HAVE OBTAINED WHAT WE BELIEVE TO BE THE FINAL DRAFT OF THE EC REGULATION WHICH WILL INSTITUTE A SCHEME FOR THE COMPULSORY PURCHASE OF 400,000 M.T. OF NON-FAT DRY MILK FOR ANIMAL FEED. THIS SCHEME WAS APPROVED AT THE MARCH 2-6 MEETING OF THE COUNCIL OF AGRICULTURAL MINISTERS (REF B). THE REGULATION WE HAVE OBTAINED IS ESSENTIALLY THE SAME AS THE DRAFT REGULATION REPORTED IN REF A. WITH THE FOLLOWING SIGNIFICANT DIFFERENCES.

2. WHEREAS THE PREVIOUS DRAFT REGULATION SPECIFIED THAT ALL IMPORTATION OF SPECIFIED PROTEIN PRODUCTS WOULD BE SUBJECT TO PRESENTATION OF A PROTEIN CERTIFICATE, THE NEW REGULATION SPECIFIES THAT ALL
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"MISE-EN-LIBRE PRACTIQUE" (PLACING INTO FREE CIRCULATION)

OF THESE PRODUCTS IN THE EC WILL REQUIRE THESE CERTIFICATES. FURTHERMORE, AN ARTICLE HAS BEEN ADDED TO THE NEW REGULATION SPECIFYING THAT IN THE CASE OF CONTRACTS CONCLUDED BEFORE THE EFFECTIVE DATE OF THIS REGULATION, THE "ACHETEURS SUCCESSIFS" (SUBSEQUENT BUYERS) OF THESE PROTEIN PRODUCTS WILL BE SUBJECT TO THE DEPOSIT REQUIRED BY THIS REGULATION. OUR INTERPRETATION OF THESE TWO CHANGES IS THAT PROTEIN PRODUCTS ALREADY IN THE COMMUNITY WILL STILL BE SUBJECT TO THE DEPOSIT UNLESS THEY ARE ALREADY IN THE HANDS OF THE FINAL USERS.

3. THE PROTEIN CERTIFICATE ASPECT OF THE REGULATION IS NOW TO GO INTO EFFECT MARCH 16, 1976; OTHER ASPECTS OF THE REGULATION WILL ENTER INTO FORCE ON APRIL 1, 1976. THE REGULATION IS TO REMAIN IN EFFECT UNTIL OCTOBER 31, 1976. HOWEVER, THE REGULATION SPECIFICALLY STATES THAT IF A SUBSTANTIAL REDUCTION OF EXISTING STOCKS OF NFDN HAS NOT BEEN REALIZED BY THAT DATE, THE COUNCIL MAY DECIDE TO PROLONG THIS SCHEME FOR WHATEVER PERIOD TIME IS NECESSARY TO REALIZE THIS GOAL.

4. THE LATEST VERSION OF THE REGULATION PROVIDES FOR THE POSSIBILITY OF CERTAIN DEROGATIONS:

A. THE DEPOSIT MAY BE REFUNDED WITHOUT PURCHASE OF NFDN IN PARTICULAR (UNSPECIFIED CASES) FOR CERTAIN PRODUCTS DESTINED FOR UNSPECIFIED USES.

B. THE REQUIREMENT THAT NFDN BE DENATURED MAY BE RELAXED IN CERTAIN CASES WHERE IT IS MIXED INTO A PARTICULAR TYPE OF FEED.

C. THE COUNCIL IS GIVEN GENERAL AUTHORIZATION TO MAKE DEROGATIONS FROM THE ARTICLES OF THE REGULATION.

5. WITH REGARD TO THE LIST OF PRODUCTS FOR WHICH A PROTEIN CERTIFICATE IS REQUIRED, CASTORBEAN PRODUCTS HAVE BEEN SPECIFICALLY EXCLUDED. ALSO, THE REGULATION WOULD NOW APPLY TO CXT 23.07 B AND C AND CXT 12.10 B WITH REFERENCE TO THE PROTEIN CONTENT OF THESE PRODUCTS. HINTON

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Message Attributes

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